



County of Los Angeles CHIEF ADMINISTRATIVE OFFICE

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DAVID E. JANSSEN
Chief Administrative Officer

August 9, 2005

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

Dear Supervisors:

RECOMMENDATION TO ADOPT RESOLUTION TO PERMIT THE FIRE CHIEF TO CONTINUE COUNTY EMPLOYMENT (ALL DISTRICTS) (3-VOTES)

IT IS RECOMMENDED THAT YOUR BOARD:

Adopt the attached resolution implementing Government Code 31663.2 which would exempt the Fire Chief from mandatory retirement until April 1, 2009.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Current laws require Los Angeles County public safety employees hired before April 1, 1997 to retire upon attainment of the age of 60. Fire Chief P. Michael Freeman will attain the age of 60 this month and be precluded from continued County employment. The Fire Chief is the only Los Angeles County department head subject to the age 60 mandatory retirement requirement.

Urgency legislation, Assembly Bill 1769 (Negrete McLeod), which permits the Los Angeles County Fire Chief to continue to be employed by the County until April 1, 2009 among its provisions, was signed by the Governor on July 27, 2005 as Chapter 134 of the Statutes of 2005. A similar exemption was granted in 2001 by Senate Bill 304 (Karnette) Chapter 33 of the Statutes of 2001 for Assistant Sheriffs and Chiefs in the Sheriff's Department.

It is necessary for your Board to adopt a resolution by a majority vote to make the age exemption effective. The County Counsel's office has prepared the attached resolution consistent with the requirements of Assembly Bill 1769.

Honorable Board of Supervisors
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IMPLEMENTATION OF STRATEGIC PLAN GOALS

This action supports the County's Strategic Plan and in particular the goals of workforce and organizational effectiveness.

FISCAL IMPACT/FINANCING

The Fire Chief would continue to be employed by the County, and there is no additional fiscal impact.

Respectfully submitted,


DAVID E. JANSSEN
Chief Administrative Officer

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Attachment

c: Fire Chief
Auditor-Controller
County Counsel
Director of Personnel
Executive Officer

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA
IMPLEMENTING SECTION 31663.2 OF THE
CALIFORNIA GOVERNMENT CODE**

WHEREAS, Government Code Section 31663.2 exempts from mandatory retirement the Fire Chief of Los Angeles County who is a safety member and whose primary duties are administrative.

WHEREAS, Section 31663.2 does not become operative until the Board of Supervisors, by resolution adopted by a majority vote, makes this section operative in this County;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Los Angeles as follows:

Government Code Section 31663.2 shall be operative in the County of Los Angeles on and after the date of this resolution.

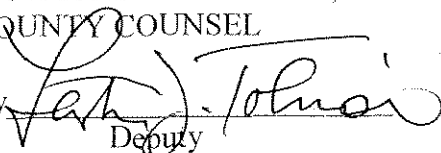
The foregoing resolution was on the _____ day of _____, 2005, adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

VIOLET VARONA-LUKENS, Executive Officer-
Clerk of the Board of Supervisors of the County of
Los Angeles

By _____
Deputy

APPROVED AS TO FORM

RAYMOND G. FORTNER, JR.
COUNTY COUNSEL

By 
Deputy